

Fifty-fifth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2159

Introduced by

Senators Tallackson, Sand

Representatives Gorder, Henegar, Monson, Olson

1 A BILL for an Act to create and enact subsection 11 to section 39-24-09 of the North Dakota
2 Century Code, relating to liability insurance for snowmobiles; to amend and reenact subsection
3 38 of section 39-01-01 and section 39-24-11 of the North Dakota Century Code, relating to the
4 definition of a motor vehicle and liability insurance for snowmobiles; and to provide a penalty.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Subsection 38 of section 39-01-01 of the 1995
7 Supplement to the North Dakota Century Code is amended and reenacted as follows:

8 38. "Motor vehicle" includes every vehicle ~~which~~ that is self-propelled, every vehicle
9 ~~which~~ that is propelled by electric power obtained from overhead trolley wires, but
10 not operated upon rails, and, for purposes of motor vehicle registration, title
11 registration, and operator's licenses, motorized bicycles. The term does not
12 include a snowmobile as defined in section 39-24-01.

13 **SECTION 2.** Subsection 11 of section 39-24-09 of the 1995 Supplement to the North
14 Dakota Century Code is created and enacted as follows:

15 11. A person may not operate a snowmobile, and an owner of a snowmobile may not
16 knowingly permit the snowmobile to be operated, upon any property maintained,
17 leased, or owned by the state parks and recreation department to which the public
18 has a right of access for snowmobile or other vehicular use, without a policy of
19 liability insurance which insures the person named, and any person using the
20 snowmobile with the express or implied permission of the person named, against
21 loss from the liability imposed by law for damages arising out of the ownership,
22 maintenance, or use of the snowmobile within this state, subject to the following
23 limits, exclusive of interest and costs, with respect to each snowmobile:
24 twenty-five thousand dollars because of bodily injury to or death of one person in

1 any one accident and, subject to the limit for one person, fifty thousand dollars
2 because of bodily injury to or death of two or more persons in any one accident,
3 and twenty-five thousand dollars because of injury to or destruction of property of
4 others in any one accident. Upon request of a law enforcement officer, a person
5 operating a snowmobile shall provide proof of liability insurance to that officer
6 within twenty days.

7 **SECTION 3. AMENDMENT.** Section 39-24-11 of the 1995 Supplement to the North
8 Dakota Century Code is amended and reenacted as follows:

9 **39-24-11. Penalties.** Any person who violates subdivision b, c, or g of subsection 5 of
10 section 39-24-09 is guilty of a class B misdemeanor. Any person who violates subsection 11 of
11 section 39-24-09 is guilty of a class B misdemeanor and must be assessed a fine of at least
12 one hundred dollars. Any person who violates any other provision of section 39-24-09 must be
13 assessed a fee of twenty dollars. Any person, unless specifically exempted, who fails to
14 register as required by section 39-24-02 must be assessed a fee of fifty dollars. If the person
15 provides proof of registration ~~since~~ after the violation, the fee may be reduced by one-half. Any
16 person who violates any other provision of this chapter for which a specific penalty is not
17 provided must be assessed a fee of ten dollars.